

DEC 22 2005

December 22, 2005

Page 1 of 2

Docket No.: NEOMTRX.4C1DV2  
App. No.: 10/072,543Please Direct All Correspondence to Customer Number 20995**TERMINAL DISCLAIMER UNDER 37 CFR § 1.321**

Applicant	:	Morton et al.
App. No	:	10/072,543
Filed	:	December 5, 2002
For	:	DISPOSABLE FLUID LOOP FOR INTRADUCTAL FLUID ASPIRATION SYSTEM
Examiner	:	Jonathan M. Foreman
Art Unit	:	3736

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

***Disclaimer by Assignee***

Assignee Neomatrix, LLC, ("Assignee"), hereby disclaims, except as provided below, the terminal part of any patent granted on the above-referenced application which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,875,184, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the above-identified application and U.S. Patent No. 6,875,184 are co-owned. This agreement extends to any patent granted on the above-referenced application and shall be binding on its successors or assigns.

Assignee does not disclaim any terminal part of any patent granted on the above-referenced application prior to the earlier of the expiration date of the full statutory term of U.S. Patent No. 6,875,184, and that of any patent issuing on the above-identified application in the event that either one later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its full statutory term, except for the separation of legal title stated above.

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Docket No.: NEOMTRX.4C1DV2  
App. No.: 10/072,543

December 22, 2005  
Page 2 of 2

Please Direct All Correspondence to Customer Number 20995

***Right of Assignee and Ownership***

In accordance with 37 C.F.R. § 3.73(b), Assignee represents that it is the owner of a 100% percent interest in the above-identified application by virtue of an assignment recorded at Reel No. 012933, Frame No. 0446 and in Patent No. 6,875,184, by virtue of an assignment record at Reel No. 012933, Frame No. 0423, by the Assignment Branch of the Patent and Trademark Office. The Assignee represents that, to the best of Assignee's knowledge and belief, title is in the Assignee seeking to take action.

***Empowerment of Attorney***

Pursuant to 37 C.F.R. § 1.321(a) the undersigned attorney of record is empowered to act on behalf of the Assignee, by virtue of a Power of Attorney.

This Terminal Disclaimer is accompanied by the \$65 fee set forth in 37 C.F.R. § 1.20(d).

Respectfully submitted,

**KNOBBE, MARTENS, OLSON & BEAR LLP**

Date: December 22, 2005

  
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